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Attorneys for Plaintiffs  
14 Oracle Corporation, Oracle USA, Inc.,  
and Oracle International Corporation  
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16 UNITED STATES DISTRICT COURT  
17 NORTHERN DISTRICT OF CALIFORNIA  
18 SAN FRANCISCO DIVISION

19 ORACLE CORPORATION, a Delaware  
20 corporation, ORACLE USA, INC., a Colorado  
corporation, and ORACLE INTERNATIONAL  
21 CORPORATION, a California corporation,

22 Plaintiffs,

23 v.

24 SAP AG, a German corporation, SAP  
AMERICA, INC., a Delaware corporation,  
25 TOMORROWNOW, INC., a Texas corporation,  
and DOES 1-50, inclusive,

26 Defendants.  
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Case No. 07-CV-1658 (MJJ)

**STIPULATION EXTENDING TIME  
TO RESPOND TO COMPLAINT  
AND FILE AMENDED COMPLAINT  
[CIVIL LOCAL RULE 6-1(A)]**

Case No. 07-CV-1658 (MJJ)

STIPULATION EXTENDING TIME TO RESPOND TO COMPLAINT AND FILE AMENDED COMPLAINT

**STIPULATION EXTENDING TIME TO RESPOND TO COMPLAINT AND FILE**

**AMENDED COMPLAINT**

IT IS HEREBY STIPULATED AND AGREED between Plaintiffs Oracle Corporation, Oracle USA, Inc., and Oracle International Corporation (together "Oracle") on the one hand and Defendants SAP AG, SAP America, Inc., and TomorrowNow, Inc. (together "Defendants") on the other, by and through their undersigned counsel, pursuant to Northern District Civil Local Rule 6-1(a), that:

(1) Oracle intends to file and serve a First Amended Complaint no later than June 1, 2007; and,

(2) Defendants shall therefore file and serve their responsive pleading no later than July 2, 2007.

Service of the First Amended Complaint and Defendants' responsive pleading shall be effective if made by either hand delivery or both electronic mail and overnight mail to the undersigned counsel on or before the above dates. The parties also agree to meet and confer in good faith should the above dates require modification, requiring further agreement and/or order of the Court.

IT IS FURTHER STIPULATED AND AGREED that entering into this Stipulation shall not be construed, or otherwise used, to support any claim of delay or laches by any party for any reason, and further, that this stipulation shall not prejudice any of the parties from later requesting an extension of such dates.

**IT IS SO AGREED AND STIPULATED.**

DATED: May 15, 2007

BINGHAM McCUTCHEN LLP

By: 

Geoffrey M. Howard  
Attorneys for Plaintiffs  
Oracle Corporation, Oracle International  
Corporation, and Oracle USA, Inc.

1 DATED: May 15, 2007

2 JONES DAY

3 By: \_\_\_\_\_

4 Tharan Gregory Lanier  
5 Attorneys for Defendants  
6 SAP AG, SAP America, Inc., and  
7 TomorrowNow, Inc.

